

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

CRAIG SCOTT

v.

UNITED STATES OF AMERICA

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:
: CIVIL NO. CCB-16-2042
: Criminal No. CCB-95-0202
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MEMORANDUM

Federal prison inmate Craig Scott has filed a petition under 28 U.S.C. § 2255 seeking to vacate his convictions under 18 U.S.C. § 924(c) for use of a firearm in connection with a crime of violence, specifically armed bank robbery. He relies on the Supreme Court's decision in *Johnson v. United States*, 135 S. Ct. 2551 (2015). The Fourth Circuit granted his request to file a successive § 2255 as to the *Johnson* issue only.

Scott's petition must be denied. The Fourth Circuit has held that a bank robbery conviction under 18 U.S.C. § 2113(a) is a crime of violence. *United States v. McNeal*, 818 F.3d 141, 153 (4th Cir. 2016). Accordingly, the petition will be denied by a separate Order which follows. No certificate of appealability will be issued.¹

May 3, 2017
Date

/S/
Catherine C. Blake
United States District Judge

¹ Scott is free to seek a certificate of appealability from the Fourth Circuit.